IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.53303-M of 2006

DATE OF DECISION:3.11.2006

Amir Chand @ Kali .....Petitioner

Versus

State of Punjab .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri P.S. Brar, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

Shri S.K. Saini, Advocate
for the complainant.

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Petitioner Amir Chand @ Kali apprehending his arrest in a non-bailable offence in case FIR No. 192 dated 17.8.2006 under Section 420 IPC, registered at Police Station Sadar Faridkot, District Faridkot, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the aforesaid FIR has been lodged by the complainant on the allegations that the petitioner has refused to pay the money, which, according to the complainant, was due towards him on account of disbursement of diesel to the farmers. Counsel further contends that the dispute relates to the money transaction and the aforesaid FIR has been registered under the political pressure.

Counsel for the petitioner further contends that in view of the order dated 5.9.2006, the petitioner has joined the investigation. Counsel for the respondent-State on instructions from Satya Parkash, ASI does not dispute this fact and further states that as the challan has been presented

before the court, therefore, the petitioner is no more required for custodial interrogation.

In view of the above, the interim bail, granted vide order dated 5.9.2006 is made absolute.

Disposed of accordingly.

November 3, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**